



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES
6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-5171



ADMINISTRATIVELY CLOSED

September 2003

08/05

LETTER OF DEFICIENCY #WSEB 03-241
CERTIFIED MAIL #7099 3400 0002 9772 3217

Yvonne Blinn
Howard Manor Condo Association
PO Box 274
Plaistow, NH 03865

Subject Plaistow - Public Water System: Howard Manor Condominiums (EPA #1932160)

Dear Ms. Blinn:

The records of the Department of Environmental Services (DES) show that the subject water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more service connections, or 25 or more people, for 60 or more days per year. As such, the owner of the water system is required to comply with NH Administrative Rule Env-Ws 300, *New Hampshire Drinking Water Rules*.

EMERGENCY PLAN

Pursuant to Env-Ws 360.14, the water system owner was required to submit an Emergency Plan to DES by March 15, 2003.

On or about March 21, 2002, DES sent the subject water system a letter that explained the requirements of the Emergency Plan rule, noted the deadline of March 15, 2003, for submission of the Emergency Plan to DES, and indicated how to obtain assistance in preparing the Emergency Plan. DES records indicate that the water system did not submit an Emergency Plan by the March 15, 2003 deadline. DES records show that the water system was sent a second letter, dated March 31, 2003, which noted the failure of the system to submit an Emergency Plan to DES by the March 15, 2003 deadline and requested that the Emergency Plan be submitted by June 30, 2003.

To date, the system has not submitted an Emergency Plan to DES, thus placing the system in violation of Env-Ws 360.14.

DES believes the Emergency Plan violation can be corrected by taking the following action

By September 30, 2003, submit to DES an Emergency Plan that meets the requirements of Env-Ws 360.14.

Guidance documents and instructions, along with information for free, on-site assistance are available at <http://www.des.state.nh.us/wseb/EmergencyPlanning/index.asp>. Please contact Johnna McKenna at (603) 271-7017 or by email at jmckenna@des.state.nh.us, if you have any questions regarding the preparation and submission of the Emergency Plan.

2. By September 30, 2003, submit proof that public notice of the failure to submit lead and copper sample results during Q1-03 has been performed in accordance with the enclosed public notice template.

Please contact Becky Presby at (603) 271-2516 or by email at rpresby@des.state.nh.us, if you have any questions regarding lead and copper sampling requirements.

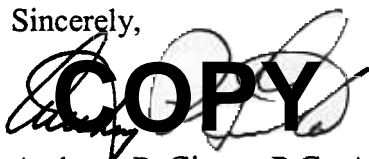
In the event compliance is not achieved within the above listed time period(s), DES may take further enforcement action. These actions include issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

All the above requested information should be addressed as follows:

Department of Environmental Services
Attn: A. Bailey
Water Supply Engineering Bureau
6 Hazen Drive, PO Box 95
Concord, NH 03302-0095

If you have any questions concerning this letter, please contact Anne Bailey at (603) 271-0672 or by email at abailey@des.state.nh.us.

Sincerely,



Anthony P. Giunta, P.G., Administrator
Water Supply Engineering Bureau

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cc: Gretchen Rule, DES Legal Unit
Health Officer, Town of Plaistow
Shannon Morin, Primary Operator
Alan Colby, Owner's Representative
EPA, Region 1